IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE THIRD DAY OF MAY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 10882 of 2005

Between:

Narne Harikrishna Rao, S/o. Late N. Narasimhaiah,
R/o. Vinjanampadu village, Vatticherukuru Mandal,
Guntur District.

..... PETITIONER

AND

1 State of A.P., through Secretary, endowment Department, Secretariat, Hyderabad.
2 The Assistant Commissioner, Endowments Department, Guntur.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to Issue a Writ or any appropriate writ or writs or directions, more particularly in the nature of writ of mandamus declaring the in action of the respondent No.2 in granting permission to the petitioner to remove the mud and waste plants from the tank bed Narnevari Cheruvu " situated at Vinjanampadu hamlet of Kornepadu in Vatticherukuru Mandal of Guntur District pursuant to the application dt. 15.4.2005 is illegal, arbitrary and unconstitutional and consequently direct the respondent No.2 not to appoint E.O./PIM.

Counsel for the Petitioner: MR.B.VIJAYSEN REDDY

Counsel for the Respondents: GP FOR ENDOWMENTS

The Court at the stage of admission made the following:

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ORDER:

The grievance of the petitioner is that though he made an application dated 15-04-2005 before the second respondent-Assistant Commissioner, for according permission to clean a tank, which is a trust property; the second respondent has not passed any orders. Therefore, the petitioner has approached this Court seeking a direction to the second respondent to pass appropriate orders.

In the light of the submissions made by the learned counsel for the petitioner, the second respondent is directed to pass appropriate orders on the application dated 15-04-2005 made by the petitioner for cleaning of the tank, which is said to be a trust property, within a period of one week from the date of receipt of a copy of this order.

The Writ Petition is accordingly disposed of. No order as to costs.

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03-05-2005

Note: Issue operative portion of the order

by wire at party's costs.

B/o.

LSK/AK

To

1. The Secretary,

Endowment Department, Secretariat, Hyderabad.
2 The Assistant Commissioner, Endowments Department, Guntur.

3 Two C.C.s to the G.P. for Endowments, High Court buildings, Hyderabad.
(OUT)

4 Two C.D. copies.